

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, FEBRUARY 23, 1993
AT 9:00 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 10:05 a.m.
The meeting was recessed by Mayor Golding at 12:09 p.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor Golding at 2:06 p.m. with all members of the Council present. Mayor Golding recessed the meeting at 4:28 p.m. to convene the Redevelopment Agency. Mayor Golding reconvened the meeting at 4:32 p.m. with all members of the Council present. Mayor Golding adjourned the meeting at 4:33 p.m. to meet in Closed Session in the twelfth floor conference room to discuss a potential litigation matter.

ATTENDANCE DURING THE MEETING:

(M) Mayor Golding-Present
(1) Council Member Wolfsheimer-present
(2) Council Member Roberts-present
(3) Council Member Hartley-present
(4) Council Member Stevens-present
(5) Council Member Behr-present
(6) Council Member Stallings-present
(7) Council Member McCarty-present
(8) Council Member Vargas-present
Clerk-Abdelnour/Fishkin (rb/mp)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Fishkin called the roll:

(M) Mayor Golding-present
(1) Council Member Wolfsheimer-present
(2) Council Member Roberts-present
(3) Council Member Hartley-not present
(4) Council Member Stevens-present
(5) Council Member Behr-present
(6) Council Member Stallings-present
(7) Council Member McCarty-present
(8) Council Member Vargas-present

PUBLIC COMMENT:

ITEM-PC-6:

Comments by Alicia Waite regarding Educational Welfare Benefits.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A010-028.)

ITEM-PC-7:

Comments by B. Allen Ross regarding selection enforcement of City lease provisions.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A039-055.)

COUNCIL COMMENT:

None.

ITEM-111: (R-93-1297) ADOPTED AS AMENDED AS RESOLUTION
R-281518

Authorizing the City Manager to accept a grant deed of Rancho Del Vista, Ltd., conveying to the City 240 acres of vacant land in Boden Canyon as off-site mitigation for loss of sensitive habitat at the Miramar Landfill facility; authorizing the transfer of \$1.5 million from CIP-37-250.0, Landfill Closure and Environmental Projects (Waste Management CIP Fund 41201), to CIP-37-056.0, West Miramar Refuse Disposal Facility Phase II; authorizing the expenditure of an amount not to exceed \$1.5 million from CIP-37-056.0, West Miramar Refuse Disposal Facility Phase II (Waste Management CIP Fund 41201), for the acquisition of real property and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess funds, if any, to the appropriate reserves.
(Miramar Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: This action provides for

the acquisition of 240 acres of sensitive habitat lands in Boden Canyon east of San Pasqual Valley as off-site mitigation for the City's West Miramar Refuse Disposal Facility Phase II, CIP-37-056.0. The parcel being acquired is within the boundaries of the proposed San Dieguito River Valley Park Plan area. It also fulfills a portion of the required mitigation for the Phase II area of the Miramar Landfill Master Plan for Development, which was approved by the City Council last summer. The City had the property appraised by an independent fee appraiser who determined that the offered price of \$1.4 million represents a reasonable fair market value for the parcel. The property is involved in a bankruptcy proceeding and it is imperative that the City indicates its interest in purchasing the property by the court set deadline of March 1, 1993. The sale of the property would also be subject to court approval.
Aud. Cert. 9300749.

FILE LOCATION: DEED F-5978 DEEDFY93-1

COUNCIL ACTION: (Tape location: H035-215.)

MOTION BY BEHR TO ADOPT THE RESOLUTION, MOVING AHEAD WITH THE ACQUISITION OF THE LAND IN THE MOST COST-EFFECTIVE MANNER POSSIBLE TAKING INTO CONSIDERATION THE TIMING AS TO WHETHER OR NOT IT WILL BE DONE BEFORE THE MARCH 1ST DATE IMPOSED. FIND A METHOD WHEREBY THIS PROPERTY CAN BE ACQUIRED CHEAPER, INCLUDING WAITING OUT A FORECLOSURE ACTION OR BIDDING. CITY MANAGER IS TO MAXIMIZE OUR FUNDS, MAXIMIZE OUR OPTIONS UNDER THE MAXIMUM AMOUNT OF CONDITIONS AND WITH THE UNDERSTANDING THAT WE WILL WORK TOGETHER WITH JPA FOR JPA TAKING OVER THE LAND. REQUEST PF&R COMMITTEE DOCKET FOR REVIEW THE QUESTION OF THE ADOPTION OF MITIGATION GUIDELINES TO GUIDE BOTH COUNCIL AND STAFF IN THE FUTURE, AND ALSO, THE POLICY ISSUES RELATING TO BUYING LAND OUTSIDE THE CITY, FOR EXAMPLE, FUTURE URBANIZING AREA. AMENDMENT BY McCARTY AND ACCEPTED BY BEHR TO ADD A CONSERVATION EASEMENT ON THIS PROPERTY TO MAKE SURE IT IS USED AS MITIGATION AND THAT ANYTIME A ROAD OR ANY DEVELOPMENT IS PLACED ON THIS PROPERTY THAT IT THEN BE REMITIGATED. Second by Wolfsheimer. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-330: (R-93-) CONTINUED INDEFINITELY

Docketed per Council direction at the meeting of
Tuesday, February 2, 1993, Item 332 B.)

Approving the Interim Agreement between the City, the San Diego Area Wastewater Management District, and participating agencies of the San Diego Metropolitan Sewerage System, to provide the District with an interim staff to begin operations in accordance with State law.

(See City Manager Report CMR-93-18.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: A066-141.)

MOTION BY BEHR TO CONTINUE THE ITEM IN ORDER FOR THE CITY MANAGER TO NEGOTIATE INTERIM AGREEMENTS AND BRING BACK DOCUMENTS TO COUNCIL FOR REVIEW AND APPROVAL. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-331: (R-93-1423) ADOPTED AS RESOLUTION R-281564

(Continued from the meeting of February 2, 1993, Item 332A, at Councilmember Stallings' request.)

Approving Item No. 2 and Item No. 3 under the City Manager's recommendations in City Manager Report CMR-93-22, Consumers' Alternative Financing.

(See City Manager Report CMR-93-22.)

FILE LOCATION: WATER - Consumer's Alternative Financing

COUNCIL ACTION: (Tape location: A142-B405.)

MOTION BY McCARTY TO DIRECT THE CITY MANAGER TO GO OUT FOR A REQUEST FOR PROPOSALS AND GET NUMBERS FOR US TO COMPARE LONG AND SHORT TERM COMMERCIAL RATES AND EVALUATE THEM AND BRING THEM BACK TO COUNCIL FOR A DECISION. INCLUDE THE COVENANT LANGUAGE. ALSO INCLUDE COUNCIL MEMBER ROBERTS' DIRECTION TO STAFF TO PROVIDE AN ANALYSIS AND A RECOMMENDATION ON THE FOLLOWING VARIABLES: 1) THE POSSIBILITY OF INTEREST RATE FLUCTUATIONS; 2) LOOK AT DIFFERENT POSITIONS THAT MIGHT BE FAVORABLE IF THIS DISTRICT DOES NOT FORM IN ANY REASONABLE LENGTH OF TIME VERSUS IT FORMING RIGHT AWAY. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

Substitute motion by Behr to direct staff to go to the

market with long-term, fixed-rate financing as one of the recommendations of the City Manager, and that we do that in parallel with a negotiated and competitive process to see which gives us the greatest advantage. No second.

Substitute motion by Behr to go with a long (term), fixed rate on a negotiated basis with the covenant. No second. Motion by Behr to amend the original motion directing staff to also look at negotiated versus competitive in that process. No second.

ITEM-332: DIRECTION GIVEN

(Continued from the meeting of February 2, 1993, Item 332A, at Councilmember Stallings' request, for the City Manager to come back with a rate table that clarifies the water-based sewer rate instead of the flat rate, to allow Council to see a comparison from the rate change that will take effect in July.)

Consumers' Alternative Sewer Enterprise Fund Revenue Plan.

(See City Manager Report CMR-93-19.)

FILE LOCATION: WATER - Consumers' Alternative Sewer
Enterprise Fund Revenue Plan

COUNCIL ACTION: (Tape location: B408-434.)

MOTION BY STEVENS TO DIRECT THE CITY MANAGER, AS REQUESTED BY MAYOR GOLDING, TO BRING TO THE COUNCIL, AT THE TIME THE BID COMES BACK, AN ANALYSIS OF THE WATER SUPPLY STATUS AS IT APPEARS TO BE WITH THE CENTRAL VALLEY PROJECT AND ANY OTHER CHANGES THAT MAY HAVE OCCURRED SUBSEQUENT TO THE TIME THAT THE CITY COUNCIL MADE THE DECISION ON THE CONSUMERS' ALTERNATIVE. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-333: DIRECTION GIVEN

(Continued from the meeting of December 8, 1992, Item 201, at Councilmember McCarty's request, for a report from the City Manager on the status and plans for landfills at Sycamore Canyon and Oak Canyon.)

A workshop presenting to the City Council the East Elliott Community Plan Update Progress Report and obtaining Council direction on the funding of the update.

(See City Manager Reports CMR-93-40, P-93-037 and P-92-265. District-7.)

FILE LOCATION: LAND - East Elliott Community Plan

COUNCIL ACTION: (Tape location: B435-C642.)

Motion by McCarty to direct the City Manager to provide an update on all the landfill sites including the Spring Canyon site, by no later than December 1993. Pending the results of that study, that we are not going to do the landfill there, then we would, no later than July 1994, began the Specific East Elliott Plan. That the City pay for this out of the General Fund Revenues. If we do come back with the idea that there will be a landfill, that we begin negotiations so that we can acquire that rest of the space for open space. Bring back (to Council) in November 1993. Second first part of motion by Stallings. Motion was separated in three parts as follows:

MOTION BY McCARTY TO DIRECT THE CITY MANAGER TO EXPEDITE THE STUDY OF THE LANDFILLS AND REPORT BACK NO LATER THAN DECEMBER 1993. Second by Stallings. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

MOTION BY McCARTY TO DECIDE THE DISPOSITION OF THE PROPERTY BY JULY 1994. IF THERE IS A DECISION NOT TO PROCEED WITH THE LANDFILL, COUNCIL WILL MAKE A DECISION ON WHETHER DEVELOPMENT SHOULD OCCUR AND WHETHER OR NOT WE ARE WILLING TO DO A PRECISE PLAN. Second by Roberts. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

Motion by McCarty to support General Fund allocations for the Precise Plan update in FY'94. Motion withdrawn.

MOTION BY McCARTY TO NOT SITE A LANDFILL UNTIL THE COUNTY SITES A LANDFILL IN NORTH COUNTY. Second by Roberts. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-yea, Stevens-yea, Behr-nay, Stallings-nay, McCarty-yea, Vargas-yea, Mayor Golding-nay.

ITEM-334: (R-93-1060) REFERRED TO PF&R COMMITTEE

Considering the protests and determining that it is in the public interest to acquire 18.72 acres of Los Penasquitos Canyon Preserve - North No. 8 for the San Diego Open Space Park Facilities District No. 1, under Resolution of Intention R-281360, adopted on January 25, 1993; authorizing the City Manager to offer to purchase the property; authorizing the expenditure of not to exceed \$675,000 as payment for the property and related costs from Open Space Park District Bond Fund 79104; authorizing the City Manager to accept the deed to the property without further Council action.
(North City Future Urbanizing Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: Los Penasquitos Canyon Preserve is priority number 1 on the Council's adopted open space retention list. It is also identified as "high priority for acquisition" in Manager's Report No. P-92-253 addressing preservation of the Del Mar Mesa in the North City Future Urbanizing Area. This 18.72 acre parcel is at the end of a large finger canyon northeast of the Newland tradeland property, and consists of mainly canyon slope, bottom, and mesa. On September 15, 1986, Council approved an acquisition plan for this and other land, along with funds to have it appraised for purposes of acquisition for open space. Further, on June 1, 1987, Council established priorities for the acquisition plan which identified this area as the number eight priority. Since available funds are not adequate to proceed with all of the parcels included in this priority, we are returning to Council for approval of funds in order of established priorities. Funding is now available for the acquisition of this parcel. Also, this parcel is intended to serve as the first parcel in a "mitigation bank," which is an open space acquisition strategy discussed in Report P-92-253. Acquisition and management costs would be calculated on a per acre basis, and future applicants needing off-site mitigation would reimburse the "bank" for their prorated share. An existing interest-bearing account would hold the funds collected until sufficient funds have accrued for another parcel acquisition. No further public funding will be needed for the "mitigation bank." This request is for \$675,000 to purchase this parcel at fair market value plus funds to cover title, escrow, and other miscellaneous costs.
Aud. Cert. 9300577.

FILE LOCATION: STRT OS-23

COUNCIL ACTION: (Tape location: G425-633.)

Hearing began at 4:01 p.m. and halted at 4:12 p.m.

Motion by Wolfsheimer to adopt and to direct the acquisition priority policy be referred to PF&R for review. Second by Hartley. No vote taken.

MOTION BY ROBERTS TO CONTINUE THE ITEM WHILE REFERRING THE MATTER OF THE ACQUISITION PRIORITY POLICY TO THE MARCH 24, 1993 MEETING OF THE PF&R COMMITTEE FOR REVIEW. AS SOON AS POSSIBLE THEREAFTER, THE ITEM IS TO BE BROUGHT BACK TO COUNCIL. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-335: (O-93-114) INTRODUCED, TO BE ADOPTED MARCH 15, 1993

Introduction of an Ordinance amending Chapter X, Article 3, Division 17, Appendix A of the San Diego Municipal Code, relating to permitted uses in the Southeast San Diego Planned District Ordinance. This amendment would allow by-right City-operated branch libraries in all single-family (SF) and multifamily (MF) zones within the planned district without requiring a special permit.
(Southeast San Diego. Districts-4 & 8.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: D011-015.)

Hearing began at 12:07 p.m. and halted at 12:08 p.m.

MOTION BY STEVENS TO AMEND THE PLAN. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCart-yea, Vargas-yea, Mayor Golding-yea.

ITEM-336:

(Continued from the meeting of January 12, 1993, Item 331, at Councilmember Behr's request, for further review of traffic analysis relating to widening a stretch of Scripps Poway Parkway (8-A) from 4 lanes to 6 lanes.)

Matter of a proposed amendment to the Miramar Ranch North Community Plan and to the Progress Guide and

General Plan to reclassify Scripps North Parkway (8a) from a four-lane major road to a six-lane major road from Spring Canyon Road to the community plan boundary. The subject property is more particularly described as a portion of south one-half of Section 21; Parcel 2 and a portion of Parcel 1 (Parcel Map PM-14987), portion of Section 27; and a portion of the north one-half of Section 28, Township 14 South, Range 2 West, SBM, located within the Miramar Ranch North Community Plan Area.

(Miramar Ranch North Community Plan. District-5.)

Subitem-A: (R-93-1448) ADOPTED AS RESOLUTION R-281519

Adoption of a Resolution approving the Miramar Ranch North Community Plan amendment to reclassify Scripps North Parkway (8a).

Subitem-B: (R-93-1172 Rev.1) ADOPTED AS AMENDED AS
RESOLUTION R-281520

Adoption of a Resolution certifying that Addendum DEP-92-0399 to Supplemental Environmental Impact Reports EIR-87-1087 and EIR-87-1088 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines; that the report reflects the independent judgement of the City of San Diego as Lead Agency, and that said Addendum to the Supplemental Environmental Impact Report has been reviewed and considered by the Council pursuant to California Public Resources Code Section 21081.

FILE LOCATION: LAND - Miramar Ranch North Community
Plan

COUNCIL ACTION: (Tape location: F291-399.)

Hearing began at 3:11 p.m. and halted at 3:18 p.m.

Testimony in favor by Joseph F. Comella.

MOTION BY BEHR TO APPROVE THE CITY MANAGER'S RECOMMENDATIONS WITH THE CORRECTION THAT THIS MANDATE, THAT THE RIGHT-OF-WAY HAS TO BE BOUGHT, BE REMOVED FROM THE EIR AND THAT IT BE OPTIONAL--THAT WE CAN ACCOMPLISH THIS BY EITHER BUYING ADDITIONAL RIGHT-OF-WAY OR BY REALIGNMENT OF THE EXISTING ROAD TO ACCOMMODATE THIS ROAD WITHIN THE EXISTING RIGHT-OF-WAY. Second by McCarty. Passed by the following vote: Wolfsheimer-nay, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea,

Vargas-yea, Mayor Golding-yea.

ITEM-337: (R-93-1033) RETURNED TO THE CITY MANAGER

Continued from the meeting of January 25, 1993, Item 117, at the City Manager's request, to allow for noticing.)

Authorizing the City Manager to initiate proceedings for the issuance of a Resolution of Intention for the improvement of 69th Street between Mallard Street and Klauber Avenue, under the provisions of the San Diego Municipal Code and the Improvement Act of 1911; directing the City Manager to prepare plans, drawings, typical cross-sections, profiles, and specifications for 69th Street between Mallard Street and Klauber Avenue, together with estimates of the costs and expenses of the work and to furnish Council with a description of the district to be included in the assessment for the work and improvements.
(See City Manager Report CMR-93-11. Encanto Community Area. District-4.)

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: C489-D010.)

Hearing began at 12:01 p.m. and halted at 12:05 p.m.

Testimony in opposition by Manuel Orozco.

Motion by Stevens to propose to the City Manager to use \$100,000 from Transnet funds and \$100,000 from CDBG Funds and do the repair ourselves. No second.

Motion by Stevens that the City take responsibility for the repairs in the area because the people should not be assessed because they did not cause the problem. Second by Behr. Vote not taken.

MOTION BY STEVENS TO NOT GO FORWARD WITH THE PROJECT AT THIS TIME AND BRING IT FORWARD DURING THE BUDGET PROCESS. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-338: (R-93-980) RETURNED TO CITY MANAGER

(Continued from the meeting of January 25, 1993, Item 116, at the City Manager's request, to allow for noticing.)

Authorizing the City Manager to initiate proceedings for the issuance of a Resolution of Intention for the improvement of Groveland Drive between 53rd Street and 54th Street, under the provisions of the San Diego Municipal Code and the Improvement Act of 1911; directing the City Manager to prepare plans, drawings, typical cross-sections, profiles, and specifications for Groveland Drive between 53rd Street and 54th Street, together with estimates of the costs and expenses of the work and to furnish Council with a description of the district to be included in the assessment for the work and improvements.
(See City Manager Report CMR-93-12. Valencia Park Community Area. District-4.)

FILE LOCATION: STRT D-2293

COUNCIL ACTION: (Tape location: F400-511.)

Hearing began at 3:11 p.m. and halted at 3:28 p.m.

Testimony in opposition by Julie Nunemaker.

MOTION BY STEVENS TO RETURN THE ITEM TO THE CITY MANAGER FOR CONSIDERATION DURING THE BUDGET DELIBERATIONS FOR POSSIBLE CDBG FUNDING. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-339:

(Continued from the meeting of February 8, 1993, Item 200, at the City Manager's request, for proper noticing.)

Two actions relative to Tandem Parking:

Subitem-A: (O-93-118) INTRODUCED, TO BE ADOPTED ON MARCH 15, 1993

Introduction of an Ordinance amending Ordinance

O-17838, to extend the pipeline provisions until April 30, 1993.

Subitem-B: (O-93-) INTRODUCED AS AMENDED, TO BE
ADOPTED ON MARCH 15, 1993

Introduction of an Ordinance amending the tandem parking regulations of the San Diego Municipal Code that would prohibit tandem parking from being used to satisfy parking requirements in residential projects citywide unless a project is located in a designated transit corridor or node, transfer node, nodal corridor or transit hub. Tandem parking would not be permitted, regardless of location, in residential projects in the Greater North Park, Skyline/Paradise Hills, and Southeast San Diego Community Planning Areas; and in the Mid-City Community Planning Area neighborhoods of City Heights, Kensington/Talmadge and Normal Heights.

FILE LOCATION: -

COUNCIL ACTION: (Tape location: F512-G420.)

Hearing began at 3:28 p.m. and halted at 4:00 p.m.

Testimony in opposition by Gordon Ingram, Gary Taylor, Jack Melroy, Tom Sheffer, and Greg Wolf.

MOTION BY McCARTY TO APPROVE THE ORDINANCES, ADDING TO THE EXEMPTION THE BOUNDARIES OF THE EASTERN AREA. Second by Stallings.

Motion by Wolfsheimer to introduce the ordinance and that the PDOs presently in existence not be superseded by this ordinance. Second by Hartley. No vote taken.

AMENDMENT BY WOLFSHEIMER TO ADD THAT EXISTING PDOs IN LA JOLLA AREA TAKE PRECEDENCE OVER REGULATIONS IN THIS ORDINANCE. ACCEPTED BY McCARTY.

AMENDMENT BY ROBERTS TO ADD ADDITIONAL AREA THAT WOULD NOT ALLOW TANDEM PARKING AND WOULD ALSO QUALIFY FOR TANDEM PARKING THE REST OF SOUTH MISSION PENINSULA THAT IS NOT COLORED GREEN ON THE MAP, TO HAVE THAT INCLUDED AND TO QUALIFY FOR TANDEM PARKING. ACCEPTED BY McCARTY.

Substitute motion by Behr to refer to T&LU. Second by Vargas. Failed by the following vote: Yeas-5,8,M. Nays-1,2,3,4,6,7. Not Present-none.

AMENDMENT BY BEHR TO ALLOW TANDEM PARKING THROUGHOUT DISTRICT 5. ACCEPTED BY McCARTY. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-nay, Stallings-yea, McCarty-yea, Vargas-nay, Mayor Golding-nay.

ITEM-340: (R-93-1188 Rev.) ADOPTED AS AMENDED AS
RESOLUTION R-281521

(Continued from the meeting of February 9, 1993, Item 331, at the request of Councilmember Wolfsheimer, to clarify concerns of Councilmembers regarding certain areas in question.)

Authorizing the award of the Paramedic System Management contract to the San Diego Fire Department, provided that the conditions stated in City Manager Report CMR-93-31 are met. If the conditions are not met, award the contract to American Medical Services. (See City Manager Report CMR-93-31.)

FILE LOCATION: MEET CONTFY93-1

COUNCIL ACTION: (Tape location: E010-F237.)

Motion by Stevens to award the contract to the San Diego Fire Department. Second by Hartley. No vote taken.

MOTION BY ROBERTS TO APPROVE THE AMERICAN MEDICAL SERVICES PROPOSAL, GO WITH A ZERO SUBSIDY PROGRAM, AND THOSE DOLLARS THAT ARE A SAVINGS THAT RESULT FROM WHAT WE HAVE BEEN PAYING OUT WITH THIS PROGRAM BE COMMITTED TO ADDITIONAL POLICE PROTECTION FOR THIS CITY. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-nay, Behr-yea, Stallings-yea, McCarty-nay, Vargas-nay, Mayor Golding-nay.

ITEM-S500: (R-93-1321) RETURNED TO CITY MANAGER

Adoption of a Resolution declaring the existence of a continuing state of emergency.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A060-061.)

NON-DOCKET ITEMS:

None.

ITEM-CS-1: (R-93-1543) ADOPTED AS RESOLUTION R-281718

A Resolution adopted by the City Council in Closed Session on February 23, 1993:

Authorizing the City Manager to pay the total sum of \$99,423.00 in settlement of each and every claim against The City of San Diego, its agents and employees, resulting from the personal injury of Christopher Kladouras; authorizing the City Auditor and Comptroller to issue two checks, one in the amount of \$77,424.00, made payable to Christopher Kladouras and his attorney Diane M. Khoury and one check in the amount of \$21,999.00, made payable to State Compensation Insurance Fund and its attorney Marguerite Delbourgo, in full settlement of the lawsuit and of all claims.

FILE LOCATION: MEET

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 4:33 p.m. in honor of the memory of Florence Riford.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: H260).